CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:	☐ Force	☐ Discourt.	☐ U.S.
Casey McCann		Squad #4	201708807	☑ Abuse	O.L.	☐ Injury
Incident Date(s)		Location of Incident:		Precinct:	18 Mo. SOL	EO SOL
Thursday, 10/12/2017 1:15 PM				107	4/12/2019	4/12/2019
Date/Time CV Reported		CV Reported At:	How CV Reported	: Date/Time	Received at CCF	₹B
Thu, 10/12/2017 9:20 PM		IAB	Phone	Mon, 10/2	3/2017 10:55 AN	Л
Complainant/Victim	Type	Home Addre	ess			
Subject Officer(s)	Shield	TaxID	Command			
1. POM Gary Aaronson	25534	927822	107 PCT			
Witness Officer(s)	Shield N	o Tax No	Cmd Name			
1. POM John Mccue	15751	951984	107 PCT			
Officer(s)	Allegatio	on		Inve	estigator Recon	nmendation
A.POM Gary Aaronson		Police Officer Gary Aaro with the use of force.	onson threatened § 87(2)(b)		

Case Summary On October 12, 2017, \$87(2)(6) filed this complaint with IAB via telephone. The complaint was received at the CCRB on October 23, 2017. On October 12, 2017, at approximately 1:15 p.m., at 87(2)(b) Queens, PO Gary Aaronson of the 107th Precinct told § 87(2)(b) "Why don't you get a kitchen knife and come and attack me so I can shoot you" (Allegation A: Abuse of Authority, This incident did not result in any arrests or summonses. There is no video footage of this incident. **Findings and Recommendations** Allegation A – Abuse of Authority: Police Officer Gary Aaronson threatened [897(2)] with the use of force. On October 12, 2017, at approximately 1:15 p.m., §87(2)(b) (BR 03) was at § 87(2)(b) in Oueens, where he lives, when he heard loud banging against the wall that is shared between his living room and his neighbor's kitchenette. § 87(2)(b) had been hearing the noise against the wall for several weeks prior to this incident. banged on his neighbor's door, and told his neighbor that he had to stop banging against the wall. §87(2)(b) s neighbor exited the apartment, shook his fist at and said, "I will hit you." At this point, § 87(2)(b) went back inside his apartment and called 911. Approximately fifteen minutes later, PO Aaronson, who had responded to \$87(2)(b) calls about his noise complaints before, and PO McCue arrived. PO Aaronson spoke to both and his neighbor about the incident. The neighbor explained to PO Aaronson that the cupboard doors in his kitchen cause the noise. PO Aaronson and §87(2)(b) s neighbor then went inside the neighbor's apartment to see exactly where the noise was coming from, while \$87(2)(b) and PO McCue entered s apartment to listen for the noise. After PO Aaronson spoke to the neighbor and entered his apartment, PO Aaronson suggested to both the neighbor and §87(2)(b) that they purchase buffer pads for the cabinets to help minimize the noise. §87(2)(6) thought PO Aaronson's solution was "preposterous." While standing in the hallway, PO Aaronson further suggested that § 87(2)(b) of his apartment. § 87(2)(b) replied, in a raised voice, "You have no right to dictate to me where I should live or if I should leave this apartment." As PO Aaronson was walking toward the elevator, he said, "Why don't you get a kitchen knife and come and attack me so I can shoot you," and proceeded to leave the location. § \$7(2)(b) s neighbor was in his apartment at this time, and was not in a position to hear PO Aaronson's statement. The EVENT (BR 05) confirmed that (\$100) called 911 in regard to a dispute he was having with his neighbor, and that PO Aaronson and PO McCue were the unit that responded to his call. According to PO Aaronson (BR 04), he and his partner, PO McCue, responded to a radio run regarding a noise complaint dispute at \$87(2)(b) in Queens. PO Aaronson has responded to the location in regard to the same complaint approximately ten times since he has been assigned to the 107th Precinct. PO Aaronson and PO McCue spoke with \$97(2)(b) who explained the same noise

complaint he had during prior interactions with his neighbor. § 87(2)(5) told the officers that he Page 2

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apartment and s s neigh The nei coming from. P were no rubber was a result of l PO Aar that he neighbor when was at fault for Aaronson's pot Aaronson and F Neither come and attack	chook his fist at sarcy, whose explanation of ghbor permitted PO Aaron O Aaronson discovered the bumpers installed in the interest in seighbor accessing items on suggested a solution could not bang on his neighbor's there is a dispute. PO Aaron banging on the neighbor's ential solutions and his explored the scene. PO Aaronson nor PO Mc	PO Aaronson and PO Marche incident was consisternson to enter his apartment the noise came from the atterior of the cabinets. The ms stored in his cabinets. In of rubber pads to soften the cabone and should be conson explained to \$87(2)(b) was unplanation of \$88(2)(b) was unpl	t to see where the noise was e kitchen cabinets, as there e noise was not intentional, but the noise and informed the officers speak with the that in this instance, he
	Mediation,	Civil and Criminal History	<u>ories</u>
• This ca	se was deemed unsuitable	for mediation.	
• § 87(2)(b)	does not have any cri	iminal convictions in the p	oast ten years (BR 06).
§ 87(2)(b)	did not file a Notice	of Claim for this incident	(BR 01).
 PO Gar 	s first CCRB y Aaronson has been a me of two prior CCRB comp In case number 20160722	ember of the NYPD for six laints, which include three 74, an allegation of refusal	steen years. He has been the
Squad:			
Investigator:			
mvesugator.	Signature	Print	Date
	~-2		2
Squad Leader:			
	Title/Signature	Print	Date

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Reviewer:			
	Title/Signature	Print	Date

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